

**RECEIVED
CENTRAL FAX CENTER**

JUN 08-2006 02:17 AM JOSEPH F FRASCA 4 848 9703

P. 01

JUN 08 2006

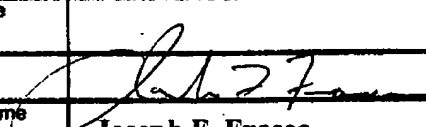
PTO/SB/21 (09-04)

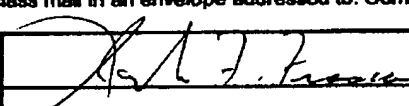
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM	Application Number	10/710,469
	Filing Date	13/July/2004
	First Named Inventor	Joseph Franklin Frasca
	Art Unit	3644
	Examiner Name	Bret C. Hayes
	Attorney Docket Number	
<small>(to be used for all correspondence after initial filing)</small>		
Total Number of Pages in This Submission	2	

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Attention: Commissioner for Patents Find inclosed a letter to the Commissioner for Patents in reference the above patent application.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name			
Signature			
Printed name	Joseph F. Frasca		
Date	June 7, 2006	Reg. No.	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Joseph F. Frasca	Customer No. 29775	Date June 7, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

June 7, 2006

**RECEIVED
CENTRAL FAX CENTER**

JUN 08 2006

To: The Honorable Commissioner for Patents:

In Reference: U.S. Patent Application No.: 10/710,469

Filing Date: 07/13/2004

Inventor: Joseph Franklin Frasca

Examiner: Hayes, Bret C.

Art Unit: 3641

Patent filed by inventor: Customer No.: 29775

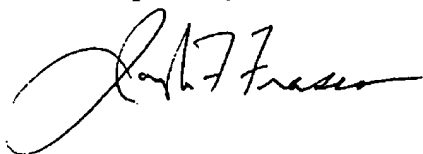
Dear Sir:

On 03-08-2006 I filed a substitute specification electronically [filing receipt 11/308133] for the above application to correct massive spelling and grammatical errors in its text. In the week of 03/22/2006 I received notice of allowance for the application and subsequently paid the fees due.

Yesterday, while inspecting the file wrapper on the secure PAIR, I noticed that the substitute specification was not included. I contacted the examiner via e-mail and he referred me to Customer Service. Customer Service directed me to publications and there I was informed that the application processing is at or very close to the point of no return.

As I believe I followed proper procedure in filing the substitute specification. What remedies are available or can this error yet be corrected.

Respectfully,



Joseph F. Frasca

Customer # 29775